

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants	: David S. Goldfarb	)	Examiner:
		)	Nancy Vogel
Serial No.	: 10/790,456	)	
		)	Art Unit:
Cnfrm. No.	: 9599	)	1636
		)	
Filed	: March 1, 2004	)	
		)	
For	: MATERIALS AND METHODS FOR	)	
	IDENTIFYING GENES AND/OR AGENTS	)	
	THAT ALTER REPLICATIVE LIFESPAN	)	
		)	

---

**NOTICE OF APPEAL AND REQUEST FOR EXTENSION OF TIME**

Mail Stop: **AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the examiner's decision dated October 3, 2009, finally rejecting claims 1, 3, 5-10, 12, 16-24, 27, 28, 59-62, 64-70, 72-74.

In addition, applicants hereby request an extension of time of three months from the due date of January 3, 3009.

Please charge the fees in the amount of \$825.00 to Deposit Account No. 14-1138, which covers the \$270.00 cost of the appeal fee and the \$555.00 cost of the extension of time. Any additional fees can be charged to this same account, and any overpayment can be credited to this same account.

Respectfully submitted,

Date: April 3, 2009

/Edwin V. Merkel/  
Edwin V. Merkel  
Registration No. 40,087

NIXON PEABODY LLP  
1100 Clinton Square  
Rochester, New York 14604-1792  
Telephone: (585) 263-1128  
Facsimile: (585) 263-1600